IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 336 OF 2006

IN

STAMP NUMBER MAIN NO. 708 OF 2006

SHRI SURESH VISHWANATH PHADTE ....Applicant
THROUGH HIS ATTORNEY SHRI DATTARAM
V. PHADTE,SIOLIM GOA.

Versus

THE NEW INDIA ASSURANCE CO.LTD., ...Respondent
MAPUSA GOA.

Mr. S.G. Bhobe, Advocate for the Applicant.

Mr. E. Afonso, Advocate for the Respondent.

Coram:- P.V. KAKADE, J.

Date:- 31st August, 2006

P..C.:

Heard both sides.

This an application for condonation of delay of 26 days in filing the second appeal.

Perused the record which reveals that the record was misplaced and therefore the appeal could not be filed within time. In view of the facts and circumstances, the application is allowed and made absolute in terms of prayer clause (a) and stands disposed of with no order as to costs.

P.V. KAKADE, J.

sl.